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other similarly situated

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Attorneys for Defendant MAX N. OTANI,  
Director of the State of Hawai'i Department of Public Safety,  
in his official capacity

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

ANTHONY CHATMAN,  
FRANCISCO ALVARADO,  
ZACHARY GRANADOS,  
TYNDALE MOBLEY, and  
JOSEPH DEGUAIR, individually  
and on behalf of all others similarly  
situated,

Plaintiffs,

v.

MAX N. OTANI, Director of the  
State of Hawai'i Department of  
Public Safety, in his official  
capacity,

Defendant.

CIVIL NO. 21-00268 JAO-KJM

**JOINT MOTION FOR  
PRELIMINARY APPROVAL OF  
SETTLEMENT AND FOR ORDER  
SETTING FAIRNESS HEARING;  
MEMORANDUM IN SUPPORT OF  
MOTION; DECLARATION OF  
SKYLER G. CRUZ; EXHIBIT "A";  
CERTIFICATE OF SERVICE**

District Judge: Hon. Jill A. Otake

Magistrate Judge: Hon. Kenneth J.  
Mansfield

**JOINT MOTION FOR PRELIMINARY SETTLEMENT  
APPROVAL AND FOR ORDER SETTING FAIRNESS HEARING**

Plaintiffs ANTHONY CHATMAN, FRANCISCO ALVARADO,  
ZACHARY GRANADOS, TYNDALE MOBLEY, and JOSEPH DEGUAIR,  
individually and on behalf of all others similarly situated (collectively, "Plaintiffs"),  
and Defendant MAX N. OTANI, in his official capacity as the Director of the State  
of Hawai'i Department of Public Safety ("Defendant" and, together with Plaintiffs,  
the "Parties"), respectfully move for an order: (1) preliminarily approving the  
Parties' settlement of this lawsuit; and (2) setting a Federal Rules of Civil

Procedure Rule 23(e) fairness hearing. In order to promote an appropriate and expeditious resolution of this case and to implement the settlement agreement, the Parties respectfully request that the fairness hearing be set for approximately one month after the date of the Court's preliminary approval of the Parties' settlement.

This motion is made pursuant to Rules 7 and 23 of the Federal Rules of Civil Procedure and Rule 7.1 of the Local Rules of Practice for the United States District Court for the District of Hawai'i and is supported by the attached memorandum in support of the motion, the Declaration of Skyler G. Cruz, Exhibit "A" (*i.e.*, the Parties' Settlement Agreement), and the records and files herein.

DATED: Honolulu, Hawai'i, September 3, 2021.

/s/ Skyler G. Cruz

CLARE E. CONNORS

Attorney General of the State of Hawai'i

CARON M. INAGAKI

KENDALL J. MOSER

SKYLER G. CRUZ

Deputy Attorneys General

Attorneys for Defendant MAX N. OTANI,  
Director of the State of Hawai'i Department  
of Public Safety, in his official capacity

DATED: Honolulu, Hawai'i, September 3, 2021.

/s/ Eric A. Seitz

Eric A. Seitz

Gina Szeto-Wong

Jonathan M. F. Loo

Kevin A. Yolken

Attorneys for Plaintiffs ANTHONY  
CHATMAN, FRANCISCO ALVARADO,  
ZACHARY GRANADOS, TYNDALE  
MOBLEY, and JOSEPH DEGUAIR,  
individually and on behalf of all other  
similarly situated